

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Troy T.,

Case No. 20-cv-1599 (WMW/KMM)

Plaintiff,

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

v.

Kilolo Kijakazi, *Acting Commissioner of  
Social Security*,<sup>1</sup>

Defendant.

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Before the Court is the August 16, 2021 Report and Recommendation (R&R) of United States Magistrate Judge Katherine M. Menendez. (Dkt. 40.) The R&R recommends granting Plaintiff Troy T.’s motion for attorneys’ fees. No objections have been filed. In the absence of objections to the R&R, this Court reviews the R&R for clear error. *See* Fed. R. Civ. P. 72(b); *Grinder v. Gammon*, 73 F.3d 793, 795 (8th Cir. 1996) (per curiam). Having reviewed the R&R, the Court finds no clear error.

Based on the R&R and all the files, records and proceedings herein, **IT IS  
HEREBY ORDERED:**

1. The August 16, 2021 R&R, (Dkt. 40), is **ADOPTED**.
2. Plaintiff’s motion for attorneys’ fees, (Dkt. 32), is **GRANTED**.

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<sup>1</sup> “An action does not abate when a public officer who is a party in an official capacity . . . ceases to hold office while the action is pending. The officer’s successor is automatically substituted as a party. Later proceedings should be in the substituted party’s name.” Fed. R. Civ. P. 25(d).

3. Defendant shall pay Plaintiff's attorneys' fees in the amount of \$5,220.50, subject to offset to satisfy any pre-existing debt owed to the United States, within 60 days.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: October 13, 2021

s/Wilhelmina M. Wright  
Wilhelmina M. Wright  
United States District Judge